

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

SECOND AMENDMENT FOUNDATION, §  
*et al.*, §  
Plaintiffs, §  
vs. § CIVIL ACTION NO. 3:21-CV-0116-B  
BUREAU OF ALCOHOL, TOBACCO, §  
FIREARMS AND EXPLOSIVES, *et al.*, §  
Defendants. §

APPENDIX TO THE NATIONAL RIFLE ASSOCIATION OF AMERICA'S  
BRIEF IN SUPPORT OF PARTIALLY UNOPPOSED MOTION TO INTEREVENE  
AND FOR A PRELIMINARY INJUNCTION

BREWER, ATTORNEYS &  
COUNSELORS

By: /s/ William A. Brewer III  
William A. Brewer III  
State Bar of Texas No. 02967035  
wab@brewerattorneys.com  
Matthew H. Davis  
State Bar of Texas No. 24069580  
mhd@brewerattorneys.com  
Noah Peters (*pro hac vice* to be filed)  
nbp@brewerattorneys.com  
BREWER, ATTORNEYS &  
COUNSELORS  
1717 Main Street, Suite 5900  
Dallas, TX 75201  
Telephone: (214) 653-4012

ATTORNEYS FOR PLAINTIFF THE  
NATIONAL RIFLE ASSOCIATION OF  
AMERICA

P. APP'X NO.	DOCUMENT DESCRIPTION
1-35	Exhibit A – NRA’s Complaint in Intervention
36-38	Exhibit 1 to NRA’s Complaint in Intervention - Carlson Declaration
39-44	Exhibit 2 to NRA’s Complaint in Intervention - McCarthy Letter
45-69	Exhibit 3 to NRA’s Complaint in Intervention - NRA-ILA Comments on Proposed Rule
70-75	Exhibit 4 to NRA’s Complaint in Intervention - NRA-ILA, “Updates to Final Rule on Stabilizing Braces” (Jan. 30, 2023); <i>available at</i> <a href="https://www.nraila.org/articles/20230130/updates-to-atf-final-rule-on-stabilizing-braces">https://www.nraila.org/articles/20230130/updates-to-atf-final-rule-on-stabilizing-braces</a>
76-81	Exhibit 5 to NRA’s Complaint in Intervention - NRA-ILA, “Biden Administration Continues to Push to Target Firearms with Attached Stabilizing Braces” (Dec. 12, 2022); <i>available at</i> <a href="https://www.nraila.org/articles/20221212/biden-administration-continues-push-to-target-firearms-with-attached-stabilizing-braces">https://www.nraila.org/articles/20221212/biden-administration-continues-push-to-target-firearms-with-attached-stabilizing-braces</a>
82-89	Exhibit 6 to NRA’s Complaint in Intervention - SB Tactical, “Our History,” <i>available at</i> <a href="https://www.sb-tactical.com/about/company/">https://www.sb-tactical.com/about/company/</a>
90-97	Exhibit 7 to NRA’s Complaint in Intervention - Sen. Bill Cassidy, “Cassidy, McConnell, Colleagues Call on Biden Administration to Withdraw Gun Braces Ban” (June 25, 2021), <i>available at</i> <a href="https://www.cassidy.senate.gov/newsroom/press-releases/cassidy-mcconnell-colleagues-call-on-biden-administration-to-withdraw-gun-braces-ban">https://www.cassidy.senate.gov/newsroom/press-releases/cassidy-mcconnell-colleagues-call-on-biden-administration-to-withdraw-gun-braces-ban</a>
98-103	Exhibit 8 to NRA’s Complaint in Intervention - Sen. John Kennedy, “Kennedy, Marshall, Clyde introduce resolution to stop Biden admin from turning lawful gunowners into felons with pistol brace rule” (Mar. 15, 2023); <i>available at</i> <a href="https://www.kennedy.senate.gov/public/2023/3/kennedy-marshall-clyde-introduce-resolution-to-stop-biden-admin-from-turning-lawful-gunowners-into-felons-with-pistol-brace-rule">https://www.kennedy.senate.gov/public/2023/3/kennedy-marshall-clyde-introduce-resolution-to-stop-biden-admin-from-turning-lawful-gunowners-into-felons-with-pistol-brace-rule</a>
104-107	Exhibit 9 to NRA’s Complaint in Intervention - FTISB Letter 304,679 (Oct. 3, 2016) <i>available at</i> <a href="https://gearheadworks.com/wp-content/uploads/2018/12/Mod-2-Approval-Letter.pdf">https://gearheadworks.com/wp-content/uploads/2018/12/Mod-2-Approval-Letter.pdf</a>
108-136	Exhibit 10 to NRA’s Complaint in Intervention - Bureau of Alcohol, Tobacco and Firearms, Firearms Commerce in the United States: Statistical Update 2021, <i>available at</i> <a href="https://www.atf.gov/firearms/docs/report/2021-firearms-commerce-report/download">https://www.atf.gov/firearms/docs/report/2021-firearms-commerce-report/download</a>
137-144	Exhibit B – Declaration of Charles Cotton
145-147	Exhibit C – Declaration of Dr. Carl Carlson
148-152	Exhibit D – A More Than Four Decade Brick-By-Brick Restoration and Defense of Our Second Amendment Freedom
153-248	Exhibit E – Final Rule, Regulatory Impact Analysis

P. APP'X NO.	DOCUMENT DESCRIPTION
249-252	Exhibit F – Congressional Research Service, “Handguns, Stabilizing Braces, and Related Components”

Dated: June 6, 2023

Respectfully submitted,

**BREWER, ATTORNEYS &  
COUNSELORS**

By: /s/ William A. Brewer III

William A. Brewer III  
State Bar of Texas No. 02967035  
wab@brewerattorneys.com  
Matthew H. Davis  
State Bar of Texas No. 24069580  
mhd@brewerattorneys.com  
Noah Peters (*pro hac vice* to be filed)  
nbp@brewerattorneys.com  
BREWER, ATTORNEYS &  
COUNSELORS  
1717 Main Street, Suite 5900  
Dallas, TX 75201  
Telephone: (214) 653-4012

**ATTORNEYS FOR PLAINTIFF THE  
NATIONAL RIFLE ASSOCIATION OF  
AMERICA**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served via the Court's electronic filing system on this 6th day of June 2023, upon the following counsel of record:

Charles Flores  
([cflores@beckredden.com](mailto:cflores@beckredden.com))  
Caleb Rawls  
([calebrawls@gmail.com](mailto:calebrawls@gmail.com))

Brian Walters Stoltz  
([brian.stoltz@usdoj.gov](mailto:brian.stoltz@usdoj.gov))  
Jody D. Lowenstein  
([Jody.d.lowenstein@usdoj.gov](mailto:Jody.d.lowenstein@usdoj.gov))

*Counsel for Plaintiffs*

*Counsel for Defendants*

/s/ Matthew H. Davis  
Matthew H. Davis